App. F. IX-4

Previous References 1929.30 (Jre)

File No. 21-29.

Serial Nos. 67, 68

81-88, 90.

Later References.

PRESERVED

210

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. Eleven

Part B for January 30

SUBJECT.

Case against Mr K B Mavalankar in London.

D 335/13 dt. 23-11-34
to Dir S.O.F. & Trade Comm.
Compl to govt

Records the T.P.'s letter dt 28/9 submitting a report about the conclusion of —

WD 01965—GPB—15,000—7-7-34

General and Revenue Secretariat — File No. 21 of 1929.

Serial No.

87 Letter dated 15th October 1921 from the Trade Commr. in [illegible] with the entire set of papers re the sale of business in the [illegible].

The resume prepared by the Solicitors – Messrs. Blundell Baker & Co – explains the present position. It is seen from the accounts sent up that in addition to the collection of ordinary debts due to Manlankar and his concern, a sum of £ 5'688/- being the proceeds of two Life Assurance Policies and a sum of £ 2640/- got by the sale of plant at Ajmerwala were realised and spent in working Manlankar's concern; A sum of only about £ 4615/- is shown to be available for apportionment among creditors. This amount is invested in Stocks.

2 The accounts have not been finally closed for want of information about Manlankar's assets in India. From the correspondence between the Solicitors in England and Bombay it is seen that Messrs M.A.T. Acharya owe a sum of £ 32/- to Manlankar and that they have not accounted

x and the sale of Stocks,

[illegible] correspondence [illegible] action taken in

NOTE – Contn. Sheet

2/

Sol. File No. 24 of 1929 | General and Revenue Secretariat

portion sum in spite of several enquiries from the Solicitors of Bombay in his behalf. Since Messrs M. A. T. Acharya are the agents for the Sole ysaurant oil, this Dr. may perhaps be asked to obtain the necessary particulars from their party. Subd for orders, with apos.

1. The Receiver has already drawn £1200/- and a sum of above £600/- may perhaps become due for the period 14th March 1931 to 14.9.1931. It is not known what the Solicitors' fee will amount to).

10.11.31

K.D.

3) The disposal of Mr Mavlankar's assets in England has yielded only £4615. The deceased's assets in India are not likely to yield any substantial amount.

4. The debts of Mavlankar are assessed at Rs 40000 to £42,000. The sums due to Mr Gore for amount to about £32000.

5. The Solicitors estimate that, after paying all fees, the creditors will get about two shillings in the £.

Mr 5/11

Dev Sec) 5/11/31

The may be done Mr 5/11/31

Serial No.

6 We cannot do anything more than await the final action of the Court. We may however suggest to our Solicitors in London the desirability of winding up the affairs in London in view of the fact that costs on account of keeping the matter open would exceed the realisable assets in India. Before doing so, the file might be sent to the Director S.O.J. for remarks if any.

2nd Member)

7 A. Yes

8. Forwarded unofficially with compliments to the Director of Land at Pachmarhi for favour of remarks.

By order
M. Krishnamachari
for Sec. to Govt
Dev. Dept.

11. 11. 31

With compliments
9 I agree with the Dev. Secretary
N. Ramaswami Rao
Dir of Ind

21 11. 31

10 Further action may be taken as proposed above.

2nd Member)

11

12 May we
Draft already sent
and approved before?
18.26.11.31.

13

OFFICE OF THE SECOND MEMBER OF COUNCIL
5 NOV. 31

OFFICE OF THE SECOND MEMBER OF COUNCIL
25 NOV. 31
No. 592

NG SECTION
2 NOV 192
4-15 P.M.

Roma 51 of 29 3132
11.11.29 31

Enclosures
Correspondence ending with D.1682.
1 file containing enclosures to D.1682
Sov. 21 (29 (29.09-82)
Dev (5-8-61)
1 file - D.10874.29

2131/23.11.31
19 Nov Official file

24/11

1682
229.

File No. of 1929

General and Revenue Secretariat

dated 26th Nov.

[illegible] the

[illegible] the affairs

[illegible]

S. D. F.

31 from the

Revenue

15th March

14 Submitted for personal; the file may perhaps be forwarded but be kept also for note and return.

12.12.31

Forwarded with compliments

Mr Campbell [illegible] for favour

[illegible] to Mysore municipalities

Mr Manchenouly

Revenue Dept

12-12-1931

Encls:
Correspondence ending with D. 2129 (with [illegible]),
Ref 24-29 (29, 6882)
Ref 24-29 (58-61)
D. 10874.
No no 24 of 1931

14.12.31

COMPTROLLER'S
no. 317 Spl
15 DEC. 1931
BANGALORE

General and Revenue Secretariat 887 File No. 21 of 1929.

Serial No.

No. 7839A-A. 11-2-32

15 This is the first and only set of correspondence made available to the audit office regarding the progress made in the realisation of Mr. Maulankar's assets since Decr. 1928 when the misappropriations come to light.

1 This correspondence starts only from March 30 when the receiver (Mr. Charles Boyce) was appointed by the Court in London.

2 It is not known what was happening from December 28 to March 30 and whether during this long interval, some of the assets of the business could not have been transferred out of the business or otherwise appropriated by Mr. Maulankar or his relations as they knew full well that Government would soon seize all the properties through the Court.

This was not likely as till his return to London in 1929 Maulankar was hoping that he would be allowed to carry on the business at Yeola with the aid of the Govt. Maulankar's family had little time to do this as Maulankar's file seized till soon after his return.

3 In a case like this the receiver appointed in March 30 would have taken action only on the basis of the assets and liabilities brought to light in the course of the proceedings, from the sworn statements of the defendant and other witnesses if any. This appears to have been the course taken by the receiver as seen from his report dated 14th October 30 to the Trade Commissioner.

4 It is not known if any attempt has been made to supplement such information obtained from the defendant or other witnesses by an investigation into the account books of the business from December 28 or a year or two earlier, when Mr. Maulankar would not have expected the course of events as they subsequently took place, and would have shown all the transactions in the account books, more or less correctly. It is doubtful if this has been the duty

A

NOTE—Contn. Sheet.

6

File No. 21 of 1932

General and Revenue Secretariat

duty of the receiver in the ordinary course. But a big creditor like the Mysore Government, may probably pursue an enquiry into the matter, and may also consult the receiver himself who is a member of a firm of Chartered Accountants as to whether he has himself made such an enquiry and whether such an enquiry is necessary and will be fruitful. From the correspondence now made available, it is nowhere stated that the assets and liabilities have been ascertained by a regular examination of the account books kept in the ordinary course of business. A detailed statement of such assets and liabilities is not also in this file to be found.

The receiver prepares the accounts with respect to the available books etc. as far as I am aware.

5 An enquiry as proposed above is also suggested to be necessary by the following facts disclosed in the correspondence:-

(a) From para 6(e) of the report dated 13th Octr. 31 of Messrs. Blundell Baker & Co., it is seen that Mr. Maulankar had certain Indian assets and liabilities which were disclosed only in the beginning of 1931 although the receiver was appointed in March 30. It is possible that other assets of a similar nature could be traced from the account books.

(b) It is stated that some amount is due from one Mr. Ahare. Neither any pronote has been traced, nor the person has acknowledged the debt. Some entries connected with this transaction may be traceable in the account books. ~~later~~ other debts of a similar nature may not have come to the notice of the receiver.

(c) In October 30, it was discovered that some of the employees of the concern, Messrs. Bobin, Granetto and

Serial No.

and others had removed some plant and machinery from the works and they were subsequently prosecuted for contempt. During the long interval from December 28 to October 30, similar ~~accounts~~ acts could have been committed either by the proprietors of the concern or others with their approval. If, from the accounts, any list of machinery &c acquired is prepared, it is possible to verify whether all of them ~~has~~ have come to the notice of the receiver and have been properly sold and accounted for.

This has been done. It was because of this that disposal of certain machinery was readily detected. Bobbin was put up before the court and was let off as he agreed to pay the value of machinery found lost. MK

(d) The house in Meston Road is sold for £1200/- to Mrs Maulankar. It appears that there was another house at West Drayton in her name and possession. As stated in the Secretariat Note dated 14-4-30 of the 1st Member, "it is not unlikely that some of the moneys misappropriated might have been ~~connected~~ converted by Mr. Maulankar into a maintenance provision for his family". If such ~~concessions~~ conversions could be traced from the accounts, legal opinion can be obtained, if the creditors cannot have a claim thereon in discharge of their debts.

The other house also was reported as having been sold & the proceeds taken into account by Receiver. MK

b A Balance Sheet of the concern as on 31-12-28 certified to by Mr. C.L.H. Martin, Corporate Accountant, London, is available in our Office and probably with Government and Trade Commissioner also. The Trade Commissioner may be asked to give a copy to the receiver, with a view to find out if all the assets shown therein have been realised and accounted for subsequently.

Balance Sheet is not in T.C's office. Immediately after Maulankar's return from India in Nov 1929, he expressed some difficulty in carrying out the terms of the agreement & on this the matter was promptly placed in the hands of our Solicitors. It took some time for between Sept & Feb '30, & more the court for attachment of a receiver. MK

7 A comparison of the amounts shown in this Balance Sheet with the amounts realised as shown in the receiver's accounts under the main heads of account shows large differences as below :-

File No. 21 of 1929

General and Revenue Secretariat

	As shown in the Balance sheet of 31-12-28. £	Sh	d	As shown in the receivers accounts from March 30. £	Sh	d	Difference £	Sh	d
Lease	3000	0	0	1975	0	0	3912	3	7
Buildings	2887	3	7						
Fixture	283	11	6	2640	0	0	51818	11	0
Plant	10930	16	10						
Stock	43244	2	8						
Motor Vans & Car	683	5	7	Still unsold.					
Debtors	9235	5	0	About 1500 to 2000			About £7000/-		
Total	70264	5	2						

8. The account of the receiver is only from March 30. But however, it is necessary to ascertain how the large differences could have occurred in the period from December 28 to March 30; and whether they are all due to overvaluation for purposes of the Balance Sheet of 31-12-28 or to other causes, or if the assets could have been improperly disposed of.

Quite so! He was speculating in other directions. Yearly was a passing concern.
W.O. No 314 Sh
15-2-1932

Comptroller.

13-2-1932

16/2

x 2

A copy of the Comptroller's note may be sent to F.C. and the Receiver asked to furnish supplementary report as to what action was taken by him in the manner suggested by the Comptr. He may be asked also to state what he has to say on the suggestions offered by Comptr in regard to portion marked A.

1st member Hon' Finl Sec' } I do have no remarks to offer. 16/2

18/2.

FC 3011/17-2-32

It may be done. I do not think anything will come out of these enquiries.
20-2-32

Serial No.

19 Submitted with a draft to the T.C.
K.P. 24.2.32
27.2.32

20 Sanctioned
27.2.32

27 FEB 1932
GENL. & REVS. SECT.

21 Letter No. 7D.431 dated 13.2.32 from the T.C. forwarding copy of the letter and requesting the Resident may be asked to report what action was taken by him on the suggestions made in the letter.

30/3/32

22 The file may perhaps be forwarded to the Director, S.D.F. for favour of perusal of the T.C's letter 9/18th Nov. 1931 and the Lamphshire's observations thereon. For orders.
K.P. 30/3/32

23 It is necessary at this stage to see what the T.C's reply is.
7.4.32

please remind T.C.
Secretary
7/4/32

(File sent to Finl. Secty. for reference which Secty. concerned needs. on 10/5/32)

24 Letter dated 15th April 1932 from the T.C. forwarding copy of the Resident's letter to the Lamphshire report. See al. pp. 5-8 of the notes.

25 This may perhaps be referred to the Lamphshire also for perusal with reference to his observations al. pp. 5-8 of the notes.
K.P. 10.5.32

11/5/32

NOTE—Contn. Sheet.

Serial No.

19 Submit with a draft letter T.C.
K.P. 24.2.32
27.2.32

20 Sanction
27.2.32

27 FEB 1932 GENL. & REV. SECT.

9.0 Letter No. D.4,31 dated 13.2.32 to the T.C. forwarding copy of the letter and requesting the Resident may be asked to report what action was taken by him in manner suggested by the T.C.

21 The file may perhaps be forwarded to the Director, S.D.F. for favour of perusal of the T.C.'s letter of 18th Nov. 1931 and the Lamphotin's observations thereon. For orders.
K.P. 30/3/32

22 Put necessary at this stage. Let us wait the T.C.'s reply.
7.4.32

Sir
30/3/32

please remind T.C.
7/4/32

(File sent to Finl. Secty. for reference with Secty. Comm. and Secty. Secy. on 10/5/32)

Letter dated 15th April 1932 from the T.C. forwarding copy of the Remarks of the Resident on the Lamphotin's report. See at pp. 5-8 of the notes.

23 This may perhaps be referred to the Lamphotin also for perusal, with refce. to his observations at pp. 5-8 of the notes.
K.P.
18.10.5.32

24 Yes.
11/5/32

NOTE—Contn. Sheet.

10

S.O.F. File No. 5019 of 193

General and Revenue Secretariat

No: 20453 9 17 5/32

Enclosure:- Correspondence file with No 6096, 4243, D.20874, Encls. 5D-1682, Sy 4-29 (29, 82), Sy 4-29 (58-61), 2650

No 2389 AR 13-5-32

COMPTROLLER'S 20629 12 MAY 1932 BANGALORE

EARLY

25 Forwarded, with compliments, to the Comptroller to Government with reference to his No. note dated 13th February 1932.

By order
M Krishna Shenoy
11.5.32
For Secretary to Govt.
Dev Dept.

26 U.O.No.1245 IAD dated 24th June 1932. No. 541 Sp dy 24.6.32

Returned with compliments.

2. The Auditor's letter, sent by the Trade Commissioner with his letter dated 15th April 1932 does not give any definite reply to the points raised in Para 4 of my note dated 11th February 1932.

3. There are no further remarks to offer on the points.

For Comptroller.
(absent on leave)

For perusal.

MSR

(Sr. member)

30 6 32

27 May 30 6 32

28 The file may perhaps be returned to the Dir. S.O.F. also for information and return.
For orders.
18.4.7.32
Director of S.O.F.
with compliments.

5.7.32

OFFICE OF THE FINANCIAL COMMISSIONER No. 8616

General and Revenue Secretariat | File No. | of 193

Serial No.

200 12.7.32

29 Seen, and returned with compliments

12 7 32

Sec. Fin

DEVELOPMENT SECRETARY. 13. JUL. 1932

30 Submitted for orders if the T.C. may be asked to submit a clear report explaining the present position in regard to Mavlankar's affairs, such as the amount due from him, the amount recovered so far, charges payable to the Receiver, balance yet to be recovered, &c.

KB. 15.7.32

KP.

31 May be done

15.7.32

32 Draft. Submitted.

KB 16.7.32.

33 Done

16.7.32

DEVELOPMENT SECTION 18. JUL. 1932

Letter No. 203 of 21.7.32 to the T.C. calling for a clear report explaining the present position in regard to Mavlankar's affairs.

Letter of 9.9.32 from the T.C. forwarding copy of Solicitor's report explaining the present position in regard to Mavlankar's affairs.

Sec. Mis.

GEN. & REV. SECRETARIAT 5 AUG. 1932 DEVELOPMENT BRANCH

NOTE—Contn. Sheet.

12

50/9-31
1107

19/11/232

General and Revenue Secretariat

File No. 21 of 1929

34 Submd for perusal

Claim against Maulanker — about £ 32,000/-

Total realisations — £ 6,324

Deductions to be made:

Receivers charges — £ 1200
Solicitors charges — £ 1200
Misc. charges — about £ 600 } 3,000/-

35 It is reported that we may not be able to realise more than £ 0 2-6 in the £.

36 The proceedings have not been closed yet pending decision as the question as to whether the creditors of Maulanker in India should be paid out of the Indian assets or from both the Indian and English Estates, etc., and the decision about the ownership of Mica. 37 The file may be sent to the Law Secty

Mr 24.9.32

24.9.32 for note & orders

OFFICE OF THE FIRST MEL. SEC. 27 SEPT. 1932 2064

27.9.32

I. Mr.)

38 Mr 28/9/32

28/9

Mr 28.9.32

39 To the Law Secy: for favour of note regarding consignment of Mica, etc. 28.9.32

KO 30/9

Mr T.S.D. Put up the Mica file pml yesty

requested file is put up.

J.S.D. 3/10

General and Revenue Secretariat — 507 File No. 21 of 1939. [App. F. III—2

Serial No.

L.O. No. P 175/31 of 3.10.32

40 Forwarded with compliments to the Govt Advocate for perusal and return.

Dr Gunsley Fort
3/10/32

41 Seen and returned with compliments.

19.10.1932

Dev Br) 20/10.

Letter dated 6th Oct. 1932 from the T.C. intimating that he has agreed to claims apt Maulankar in India being settled from his Indian assets on the best possible terms with a view to early settlement of Maulankar's affairs, and requesting appl. royal action.

42 Subject for orders. Kind refer is invited to 19.10.32 paras 35 above.

The action taken by the Govt Council may be approved. The A/ Law Secy may also be consulted if app.

27.10.32

Dev Sec) 7 Nov

T. Mb) 29.10 29/10/32

A Yes 31/10/32

31.10

3/10/32

Law Sec)

GENERAL SECRETARY 20 OCT. 1932

OFFICE OF THE 31 OCT. 1932 2619

170 Law

Note—Contn. Sheet.

WD 70—GBPM—60,000—13-8-31.

File No. of 193..

General and Revenue Secretariat

G.O. No. P 1988/31 dt. 17th Nov. 1932

Forwarded with Compliments to the Govt. Ad. for favour of remarks on the proposal suggested by the T.C.

B.O.

for General Secretary

Ref. No. 489/32-33
B.D. 11/32

I think the action taken by the Trade Court is all right and may be approved.
The file is returned with Compliments.

S. Vallayswami Ayr
3.12.32.

Ref. No. 77/32-33
27

GENERAL SECRETARY
14th
3 DEC. 1932
No.

It is stated in the correspondence that the cost of proving in India the English claims will be more than the amount that may be got rateably. In these circumstances the action taken appears to be all right.

Gen Secy
6/12/32

Dev. Secy
with compts
21/12

The Trade Commr. will be informed that Govt. approve of the action taken by them.

Secy
22.12.32

GENERAL SECRETARY
7 DEC. 1932
No.

Office of the Second Member of Council.
22 DEC. 1932
No. 4.4.4.9...

Second Member

General and Revenue Secretariat | Sec 7 File No. 21 of 1932-30 | [App. F. III—2

Serial No.

Draft. Submd.
KB. 31.33.

3. JAN 1933
GENL. & REV. SECT.

To Trade Comr No 3204 of 5.1.33
Conveys appl to his return in having agreed to claims of the late Mr Mavlankar being settled from his Indian Assets in the last resp. Letters of 14th & 15th Dec: 1933. from the T.C. stating that a settlement with the Indian creditors of Mavlankar's Estate has been arranged at at 50% of the original claims.

Subd for perusal, now that the Indian assets of late Mr Mavlankar have all been disposed of, the T.C. may perhaps be asked to arrange to close the proceedings more early.
KB. 9.1.33. AV

9.1.33

Secd Member

10 JAN. 1933
No.

12 JAN 1933
GENL. & REV SECT.

Draft. Submd
KB: 11.1.33. AV

11.1.33

Sheet.

WD 70—GBPM—60,000—13-8-31.

11.1.33

2111

File No. 21 of 1939.

General and Revenue Secretariat

To the I.C. for Magnesia London
no D3325 of 12/1/33
Request that action may be taken for the winding up of the proceedings in London without further delay

Bus. B
for a minute
no
10/2

634 P 33

3177
3407
3434
4411

C. RANGANATHA RAO SAHIB, B.A., B.L.
TRADE COMMISSIONER
FOR MYSORE
IN LONDON.

Telephone:
WHITEHALL 8888.

Telegrams:
MYSOF, RAND, LONDON.

GOVERNMENT OF MYSORE

GRAND BUILDINGS,
TRAFALGAR SQUARE,
LONDON, W.C.2.

TC/S.

21st July, 1933.

BY AIR MAIL.

DEVELOPMENT SECRET
2. AUG. 1933

GEN. & REV. SECRETARIES
2 AUG. 1933
DEVELOPMENT BRANCH

The Secretary to the Government of
H.H. the Maharaja of Mysore,
Development Department,
BANGALORE.

Dear Sir,

Re Mavlankar's Estate.

In continuation of my letter of the 7th February, in regard to the above subject, I write to state that Messrs. Blundell Baker & Co. reported to me that their Solicitors in Bombay had remitted to them a demand draft for £435.15.1d. being the equivalent of Rs.5,800/-, retaining in their hands a sum of Rs.302.0.1. to meet the costs of passing the Administrator's accounts in India. These amounts represent the total realisations from the Indian Estate of the Deceased.

On further enquiry from the firm, Messrs. Blundell Baker state that they see no reason why matters should not be concluded on this side, that is in England, towards the end of the year. The Courts here close at the end of this month till the beginning of October.

Yours faithfully,

C Ranganatha Rao Sahib

Trade Commissioner for
Mysore in London.

Sub-d for perusal. The previous file on the subject is probably in the Land Sects.

Notes Continue Sheet

Office of the Second Member of Council.
7 AUG. 1933
No. 623

WD 70—GBPM—60,000—13-8-31

Second member.

Lawrence

Devan

Previous Communication dated 7th Feb'33 referred to in the P.W.D. is not received. The subject matter is not clear. Dev Br. may be requested to search for the same and put up.

ISD
11/8

The letter evidently refers to the Administration of late Mr. Mavlankar's estate in London. The papers relating to this are not I think in the Law Secy. They must be in the Dev Br.

MC
11/8/33

Dev. Br.

ISD
17/8

SECRETARIAT
17 AUG 1933
DEVELOPMENT BRANCH

The Law Secy's letter of 22/6/33 placed below may be received as a later ref. of Law 167-31 (1409) + ref. here also. The P.W.D. & T.C's letter of 22 July has nothing to do with them.
MC
11/8

The file relating to the Estate of the late Mr Mavlankar to be up. The T.C's letter dated 7th Feb 1933 ref'd to in the P.W.D. was not recd here.

Pers
10/8

MN
17.8.33

Submd for orders with a draft, as the T.C. has 18-8-33. Says there's no reason why the matter should not be concluded.

MN
18/8

For approval
MN
18.8.33

Dev Sec

General and Revenue Secretariat | File No. of 193 .

Serial No.

Second Member.

G. S. 22 AUG 1933 No. 929.

UW.
22.8.33

23/8

G SECTION 25 AUG. 1933 GEN. & REV. SECT.

UW.
23.8.33.

23/8/33

Letter no. W. 973 of 29-8-33 from T.C. requesting him to have the matter closed without further delay, and calling for a clear report of the total dues, amounts received, &c.

DEVELOPMENT BRANCH.

Letter dated 28th Sept. 1934 from the T.C. reporting that his amount allotted by the London Court to Govt. on account of its claim against Maclaren is £. 5524-14-9, which is add. to £. 657-9-2 allowed to his solicitors, his bill claim and additl. remuneration of £. 157-10-0, and soliciting order in the matter.

(Note Record.)

NOTE—Contn. Sheet.

3743
4212
184

File No. of 193 General and Revenue Secretariat

Sirs for perusal.

The claim against Maclaren amounts to about £ 32,000/- vide D. 11.07.32

The net realizable amount to about } £ 5,525/-

The Receivers charges amounts to about £ 1260/-

The Solicitors £ 657-9-2.

The Solicitors represented that out of £ 657-9-2 allowed to them by Court, £ 275-2-5 was out of private pagoments leaving them a remuneration of only £ 382-6-9, and requested an overall remuneration of £ 157-10-0 in lieu of the work done by them since January 1930 - a period of nearly four years. This is for orders. (1)

18.12.1034 In this connection, kind attention is invited to Devan's letter no. 3787-8 of 23rd April 1930 to Sir Prabha Shankar and Sir Lalbhai regarding the Concession to be shown to Mrs Maclaren and orders on Solicitors if any Concession is to be shown. (2)

to Hy. The Lady Governor has not urged the point lately. Her letter of 24.12.31 is for kind perusal and orders.

Lunches Felt
D. 28.5.1.

Dev Sec'y)

MT 12/10/34

2277
13. OCT. 1934

Serial No.

OFFICE
2 NOV. 1934
No. 234

Inregarding the fee the Law Secretary may be consulted.

MW 26-10-34

WG 29/10

Law Sect^t
with Compt

23382/34
P

We have no idea here of what would be reasonable fees that might be paid to a Solicitor in London in such cases. The Court has assessed the remuneration at £382-6-9, but the Solicitor claims an additional payment of £157-10-0. Seeing the way in which the claim is made, it appears as though the Solicitor cannot as of right claim this additional payment from Govt. It is however not desirable to resist such claims on legal grounds. If the Trade Com^r thinks that the claim is reasonable, it may be accepted.

This is my sketch
Please see letter:
£ 657-9-2 - allowed by Comptr
275-2-5 - as to appeal expenses
£ 382-6-9

A

Dev Sec^y

30/10/34

For orders. Mr. Mavlankar has not made any representations. The point may perhaps be specifically taken up when he raises the question.

MW 31-10-34.

A. Patel

WG 31/10/34

1/11

Dewan

MW 2-11-34

MW 3.11.34

WG 3/11

MW 1.11.

WG 2/11

OFFICE OF THE
1 NOV. 1934
No. 234
3414

NOTE—Contn. Sheet.

22

1811 2027
2510.

File No. 57 24 of 1934

General and Revenue Secretariat

Draft. Sent for consideration.

Ki. 3.11.34

Dft for consid^n

D. Sec^y

8/11/34

19.11.34.

19/11

2586

GENL. & REV. SEC.

4 pm

d. 3351-3 of 23-11-34

Sa. The Dir. S.O.T.

" J. C.

" Accounts

Accords Sanction to the payment of the additional remuneration to the Solicitors as a special case.

Letter no. 2510 of 20.11.34 from the Dir. S.O.T. reporting about the Excess of Rs 5534-14-9 over the Mysore Gold Royalty Account from the Estate of late Mr. Cavalender.

Sent with a draft recording. This may be sent to the Fl. Secy. also for kind information.

Ki 29.11.34

Dev. Sec^y

28/11

For perusal

For the Member

The Fl. Secy.

29.11.34

30/11

TYPING SEC.

5. JAN. 193

GENL. &

3010

28/11/34

Submitted from D.S.

14/12

No. Fl. 115

30 JAN 1935

OFFICE OF THE FIRST MEMBER OF COUNCIL

14 DEC. 1934

463

REV. SECRETARIAT

4 JAN. 1935

21/12/34

1.12.34

15/12

15.12

8/12/34

11/12

General and Revenue Secretariat

File No. 21 of 1939.

[App. F. III—2

Serial No.	
	D.4320-22 dt 8/1/35
	To The Dir. S.O.T.
	" Compte
	" T.C.
	Records the papers relating to the report about the credit of £ 5534-14-9 to the Mysore Govt. Royalty Acct. from the Estate of Mr. Mantacker.

DEVELOPMENT BRANCH

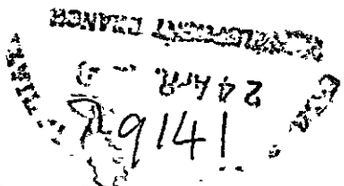
NOTE—Contn. Sheet.

WD 01955—GPB—22,500—12-6-34

D.O. No. 3792
Enl. 1:

Bangalore,

23rd April 1930.



Dear Mr. Rama Rao,

I am desired to forward you the accompanying copy of Dewan's letter in reply to those of Sir Prabhashankar Pattani and Sir Lalubhai Samaldas on the subject of Mr. Mavlankar's appeal for relief and to suggest that a copy of this letter may be kindly sent to the Trade Commissioner for information.

Yours sincerely,

Please forward copy to T.C., forwarding for his info copy of the letter

24 4 30

today, please

(vide
Sd/ 21-29 SR. 5-8-6,
for the main file)

No. 3787-8

Bangalore,

23rd April 1930.

My dear Sri Prabhashankar
" " Lalubhai

I must apologise for delay in replying to your letter giving cover to Mr. Saklatvala's communication in the matter of the Mysore Government's claims against the estate of the late Mr. Mavlankar.

Mr. Saklatvala writes in a manner to suggest that the late Mr. Mavlankar was a benefactor of the Mysore Government, and that after his death, the said Government have ungratefully and tyrannously set the law in motion to crush his bereaved family. May I say this is very far indeed from the truth?

I hate to have to say anything against a dead man - but fairness demands that the misrepresentations made on his behalf should be nailed to the counter. Mr. Saklatvala is either a bad judge of men, or did not know Mr. Mavlankar well; or else, he would not have written as he has done.

The fact of the matter is that Mr. Mavlankar perpetrated a colossal fraud on the Mysore Government, and on the day of his death his liabilities amounted to rather more than £.35,000/-. It is therefore absurd to base a claim to generous treatment on the nobility of his character. I quite recognise that Mrs Mavlankar and her children are entitled to sympathy in their bereavement and helplessness; but this is due to them purely on grounds of common humanity. You will no doubt agree that a Government has to subordinate generosity to public interests.

It is of course our duty to recover what we can of the tax-payers' money which the late Mr. Mavlankar embezzled; but in doing so, we have no wish to be unnecessarily harsh to Mrs Mavlankar and her children.

What exactly we can concede to Mr. Mavlankar's family depends on the advice we receive from our representatives on the spot, and for obvious reasons, it is not possible to say more at this stage than that the case will receive our sympathetic consideration.

Yours Sincerely

Sd/- [illegible]

Sir Prabhashankar D. Pattani, K.C.I.E., C.I.E.,
President, Council of Administration,
Bhavnagar.

D.O. No. D. 12003/Ra

S. O. No. 24-29.

Copy

General and Revenue Secretariat,

Bangalore, 24/6/1930.

Dear Sir,

I am desired to forward for your information the accompanying copy of Dewan's letter increply to those of Sir Prabhashankar D. Pattani, and Sir Lalubhai Samaldas on the subject of Mrs. Mavlankar's appeal for relief.

Yours Sincerely,

B. T. Kesaviengar, Esq., B.A.,

Trade Commissioner for Mysore in London.

Noted

18.24 4/30.

FI ..OIL
30 APR. 1930
No. 6572

Pat 26-4-30

SIR LALUBHAI SAMALDAS,
BOMBAY.

9190

My dear Sir Mirza Ismail,

I am very grateful to you for your frank & full reply re Mir Ali Maulankar case.

As I said in my last letter I knew nothing about his business relations with the Mysore State. In view of the facts mentioned by you, I have nothing to say in the matter. I believe Mr. Bhaskar Sakharam could not have known all the facts when he wrote the letter to me. I shall now find him correct information as to the facts.

I am sorry you have had troubles in the Gold mines. It is very good you have found them. I know you have sympathy for Labour & would not like to see it hurting in any way. Nothing but all success in bringing about a satisfactory settlement & with kind regards

Yours sincerely
Lalubhai Samaldas

Pass for appl

Pass 26/4

Subs

1st Member

30/4/30 28 4 30

Forwarded with Compliments to Dewan Sahib for record

B.O.

Bhavnagar,

20th April 1930

FOR. DEPT. 95-25
17 MAY 1930
DEVELOPMENT BRANCH
DEWAN'S OFFICE
5 - MAY 1930

My dear Dewan Saheb,

Many thanks for your letter dated 23rd inst. in reply to mine forwarding Mr. Saklatvala's letter regarding Mr. Mavlanker's family. Enthusiastic politicians consider themselves self-appointed benefactors of all the causes that go to them. Let me assure you that when I sent you Mr. Saklatvala's letter, it was not that I believed in all that he had written but I wished you to see the case and to do what you thought to be the best under the circumstance. I have now written to Mr. Saklatvala in the light of what I know from you and enclose a copy which will speak for itself. Please excuse the trouble I gave you.

With kindest regards,

Yours sincerely,

P. D. Pattani

The Dewan Saheb,
Mysore.

Bhavnagar,

29th April 1930.

My dear Mr. Saklatvala,

I forwarded your letter regarding Mr. Mavlanker's family to the Dewan Saheb of Mysore and I now find that while the State out of generosity might sympathise with the bereaved family, Mr. Mavlanker's conduct was such as to receive hardly any consideration ~~on~~ to his account. If the State is eventually to show any sympathy on his children, it would be on grounds of common humanity, but much will depend upon the advice they receive from their Agents on the spot. Mysore State is known for its broadmindedness in right cases. Knowing as I do Sir Mirza Ismail, the Dewan of Mysore, nothing but justice and sympathy can be expected. This is all that I should have expected as the result of my communication and if you find that it is disappointing, let me assure you that I am convinced that you have not known the whole case of Mr. Mavlanker's dealings with the Mysore State. They were not as satisfactory

21-9-67

27/5/67

26.5.30

NOTICE.

This form must accompany any inquiry made respecting this Telegram.

Charges to pay.

Rs. As.

Handed in at (Office of Origin)	Date.	Hour.	Minute.	Service Instructions.	Words.

TO

Rec'd. here at H. M.

[illegible]

[illegible] no offence to the Kuti business

[illegible] claim of [illegible]

[illegible] by [illegible] not [illegible]

London indian [illegible]

N. B.—The name of the Sender, if telegraphed, is written after the text.

Karim Bux Bros., Printers, Calcutta—1237 (B-206)—8-2-29—2,50,000 Bks.

NOTICE.

This form must accompany any inquiry made respecting this Telegram.

Charge Recovery.	
Rs.	As.

Handed in at (Office of Origin.)	Date.	Hour.	Minute.	Service Instructions.	Words.
	2				

TO

Recd. here at	H.	M.

Marwari Bhai Tujh [illegible] but business affairs [illegible] [illegible] [illegible] [illegible] country death [illegible] [illegible] enlightenment [illegible] as [illegible]

N. B.—The name of the Sender, if telegraphed, is written after the text.

Karim Buz Bros., Printers, Calcutta—1237 (B-206)—8-2-29—2,50,000 Bks.

POSTS TELEGRAPHS

NOTICE.

This form must accompany any inquiry made respecting this Telegram.

Charges to pay.	
Rs.	As.

Office Stamp

Handed in at (Office of Origin.)	Date.	Hour.	Minute.	Service Instructions.	Words.

TO

Recd. here at	H.	M.

If such consideration is your final intention we urge it should be expressed earliest moment instead of placing continuous untrue pressure on loyal subs who are not involved any more.

N. B.—The name of the Sender, if telegraphed, is written after the text.

Karim Bux Bros., Printers, Calcutta—1237 (B-206)—8-2-29—2,50,000 Bks.

This form must accompany any inquiry made respecting this Telegram.

Rs.	As.	Office Stamp.

Handed in at (Office of Origin.)	Date.	Hour.	Minute.	Service Instructions.	Words.

TO

Recd. here at H. M.

In your state we thought be
to definitely decide where two
private Houses and balance
[illegible] for unconditional [illegible]
[illegible] last point your [illegible]
the [illegible] business property on

N. B.—The name of the Sender, if telegraphed, is written after the text.

Karim Bux Bros., Printers, Calcutta—1237 (B-206)—8-2-29—2,50,000 Bks.

This form must accompany any inquiry made respecting this Telegram

Handed in at (Office of Origin.)	Date.	Hour.	Minute.	Service Instructions.	Words.

Charges to pay: Rs. As.

TO

Recd. here at H. M.

Goodwill we believe change
from cattle lying [illegible] but
equivalent of [illegible] [illegible]
[illegible] for [illegible]

Lukatura

N. B.—The name of the Sender, if telegraphed, is written after the text.

Karim Bux Bros., Printers, Calcutta—1237 (B-206)—8-2-29—2,50,000 Bks.

General and Revenue Secretariat | File No. of 193

Serial No.

Draft - Sanctioned
18.31.5.30

Issue
Eng 2/6/

Note—Contn. Sheet

WD 02328—GPB—10,000—22-4-30

Appendix F G—1

SUBJECT:

Section S.O.7

File No. 21-29

Serial No. 68

No. D/3525

Diary No. of letter replied to

General and Revenue Secretariat

( )

the 192

Date of issue 9/6/30

Signed by Mr P. S. Nowbra.

x vide encl: to D-8635 for address.

S.O.F. 21-29-58

To

Sharpurji x Sakerlatvala Esq

2, St. Albans Villas,

Highgate Road,

Mount Vieu, London,

N.W. 5.

Sir,

I am directed to acknowledge receipt of the marginally noted ~~your~~ Cablegram of 24th May 1930 from you addressed to the Dewan re affairs of Mrs Havlambar.

I have the

Eng 2/6/30

for Secy

over

List of enclosures

Copied by

Examined by

Exh

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE,

General and Revenue Secretariat

No. D/13505 / S.O. 7. 21-29-68. Dated, Bangalore, 9/6/30

From

N. RAMA RAO, Esq., B. A., B. L.,
Secretary to the Government of His Highness the Maharaja of Mysore
Development Departments.

To

Shapurji Sakalatvala, Esq.,
2, St. Albans Villas
High Gate Road, Mount View,
London N.W.5.

Sir,

I am directed to acknowledge receipt of the marginally noted cablegram dated 24th May 1930 from you addressed to the Dewan re - affairs of Mr. Mavlankar.

Sir Mirza Ismail
Dewan Sahib, Bangalore, India.

Regret your misunderstanding I express no opinion Mavlankars business relations and claim of MYSORE is not questioned by widow and friends London Indian Social Circle held Mavlankar very high esteem but his business affairs entirely unknown we consider Mavlankar being dead his widow daughters in foreign country deserve extreme possible consideration from enlightened state as yours and if such consideration is your final intention we urge it should be exercised earliest moment instead of placing continual mental pressure on lady who is not involved any wrong on your state we therefore beg you definitely decide release two private houses and balance life policy for unconditional benefit of family and limit your claim one Mavlankars business property and goodwill we realise chance of your state losing money but deprivation of personal property will bring poor compensation. Saklatvala.

I have the honour to be,

Sir,

Your most obedient servant,

9/6/30

for Secretary to Government,
Development Departments.

Drafc

ACH.2. 6/6.

General and Revenue Secretariat | File No. | of 193

Serial No.

Correspondence ending with letter dated nil from Mr Sakalatwala re Mrs Mavlankar

Seen by I Member.

2 The Trade Commissioner has not submitted any report lately regarding steps taken to recover Mavlankar's dues. May his report be invited?

VS. 14.6.30.

3 A report may perhaps be called for.

16/6

4 I think he has reported how the matter now stands. He may be asked to report the progress from time to time.

25-6-30

25/6

D. 10949 dt 21-9-30.

The T.C. himself has promised to submit reports from time to time. It is therefore for us to see whether the T.C. may be reminded as at para 4.

30/6/30

No need.

1-7-30

1/7

Note—Contn. Sheet

OFF
FIRST MI
6 JUNE
No. 7389
DEW CE
4 JUN. 1930
m1974
10522
DEVELOPMENT

2 St Alban's Villas
Highgate Road
N.W.5.

Sir Mirza M. Ismail
Dewan Saheb of Mysore
BANGALORE

Dear Sir.Mirza,

Our esteemed mutual friends, Sir Lalubhai Samaldas, and Sir Prabhashankar Patani were good enough to pass to me the comments regarding the late Mr Mavlankar's indebtedness to Mysore in your letter to them dated 23rd April.

I have at once sent you a cablegram trying to make the position clear. Personally, as from my good or bad reputation you must have already known, that I have nothing to get upset over if in business speculation ~~of~~ a rich man were to fail, or if a commercial magnate were to be punished by a State. The case that I have interested myself in, and that , as a matter of public duty, is not one of the late Mr Mavlankar's wealth, but it is one of Mrs Mavlankar's life and her two helpless daughters' fate.

One must easily realise that a big and powerful State like yours would not establish a considerable claim without making sure of your firm ground. It is not for an outsider to enter into the merits or demerits of a case like this. Besides, Mrs Mavlankar does not raise any issues as to the justice or injustice of any claim, and she has been always ready to make whatever surrenders have been asked of her.

Mr Mavlankar's business and money affairs were always a secret of his, and nothing was known to the circle of his friends. His reputation, however, in social and public life has been always very high. We may be wrong or right in admiring him, but the fact remains that he was held universally in high esteem by us all and I am sure Sir Lalubhai will bear me out in this matter. This being so, Mrs Mavlankar not only just now commands universal sympathy, but we all feel that she should be just as respected as ever, and that no difficulties should overtake her.

You can therefore well imagine how general public opinion here should be ruffled at the prospect of her and her daughters beihgthrown out as a ruined family. I am sure you are as experienced as I am, that with public opinion it is not always a question of being right or wrong, it is there, and one has to count with it. Apart from such external opinion there is always inherent instinct within. All of us think that on the death of a person whom we may be thinking of dealing with drastically, his widow and helpless children

must be dealt with, with different consideration, especially when they are far away from home.

If Mysore had any established large monetary claim on Mr Mavlankar, I would be the last person to suggest that the State should forgo it, and that the Widow should be allowed to enjoy all the splendours of life.

I have not thought of any gains Mr Mavlankar may have rightly or wrongly made out of Mysore business. There are just two modest houses, both are leaseholds of moderate value. One is to be used as the family dwelling house, and the other to be rented for about £50, which money would be just enough to pay Municipal rates and taxes for the dwelling house. Both are only leaseholds, and both were purchased from Mr Mavlankar's small savings long before he commenced any trade for or with Mysore. This is from a very moral point of view, a bona fide and very moderate provision for a man's family on his death, and Mysore money had played no part in this property.

Similarly a man's Life Policy is another bona-fide provision for his widow and children. Mr Mavlankar's Life Policy of £5000 sustained a Bank credit of over £3000 of his business. This Mrs Mavlankar has paid up at the call of your Bankers. The balance of £2600 should not be taken away as any business assets, but should be released as money in Trust, producing about £130 a year for the widow and her girls.

This is all. No doubt where you find a person's business estate of very doubtful value, for recovering a debt which you describe to be £35,000, such personal property is a temptation, and in strict law, a legitimate temptation. But what a poor compensation it would be to a big State like yours to sell off a widow's home and to recover a paltry sum, when a very large sum is to be lost.

Now, if a kinder and humane view is to be taken of the whole affair, why not do it sooner, rather than later? What is there to be gained from a poor widow's anxiety and daily suspense as to her future? What is the advantage of asking her to consider her dwelling house as lost, and to call upon her for a paltry sum of money as rent? These measured are such poor financial results secured at great moral losses, and this I make bold to submit to you to be wrong policy. "Bis dat quis cito dat" is always true in life, and in case of a poor widow, he who helps her in her most sorrowful days of early widowhood helps her tenfold indeed. To let her go through tortures of fear and future ruin is not a wise policy, and no advantage will accrue to any parties concerned.

To Sir Mirza M. Ismail (continued)

There again, all in business life are unanimously of the opinion that in this case where Mrs Mavlankar has been always and is now ready to give adequate financial and managerial control to your representatives in London, the appointment of an Official Receiver is an uncalled for act, and for an estate with a small revenue, such a financial burden which a receivership must entail must destroy or weaken everybody else's financial interest. Also such a procedure must heavily shake the credit of the business. The appointment of a first class chemical expert as adviser and reconstructor, and not as Receiver, would have been a wise step.

Let me therefore appeal to you direct once again to bring about the changes asked for above by your direct intervention. I have grown wise and old enough, in this world to know how time is killed by one person or one department referring to another, but in this case, such tactical references only add to man's inhumanity to man.

Yours Truly,

Shapurji Saklatvala

G.R.S. III—3]

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

Cl 212

Mol 13-6-30

10874

SIR LALUBHAI SAMALDAS,
BOMBAY.

Left to TC
engineering
18 6 30

Dear Diwan Saheb,

I have heard from Shapurji Saklat. wala in reply to your my letter giving him the substance of your letter re Mrs Manlankar. He asks me to suggest his approach made in his letter to you of which he has sent me a copy. In view of the facts stated in your letter to me, I cannot say anything in favour of Mrs Manlankar's contention. I may appeal to the generosity of the State & the Engineer.

You have done admirably in regard to the difficulties between the Kolar Gold mining concerns & the Labourers. May I offer you my warm felicitations.

With kind regards,

Yours sincerely
Lalubhai Samaldas

Memo No 2005 Jpl
18/6

Sub
18/6

Sub
18/6

Sir, I have to state that (1st Quarter bey) to report the progress of the case before the Government
Rangoon 6 30
18 6 30

Subs with draft as per Dep. Sec's personal orders.
18/6

This report has been rec'd since. No need to put up.
21 6 30

N.B.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

G.R.S. III—3]

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

The concession made may be shown to Mrs. Manlankar is for consideration. The final report of the T.C regarding the steps taken by him against Mr Manlankar's conduct may perhaps be awaited.

18-12-30

Obv Secy

Ens 10/7/32 11/7

Yes

14/7/30

Noted

P/18.
21.12.34.

N.B.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form

TRADE COMMISSIONER
FOR MYSORE
IN LONDON.

Telephone:
GERRARD 4412

Telegrams:
MYSOF, WESTRAND, LONDON.

GOVERNMENT OF MYSORE

GRAND BUILDINGS,
TRAFALGAR SQUARE,
LONDON, W.C.2.

13th May, 1931.

GEN. & REV. SECRETARIAT
4 JUNE 1931
DEVELOPMENT BRANCH.

The Secretary to the Government of
H.H. the Maharaja of Mysore,
Development Department,
BANGALORE.

Dear Sir,

K.B. LAVLANKAR, decd.

Further to my last letter on this subject, I now enclose copy of letter, dated the 7th May, from Messrs. Blundell Baker & Co., together with a copy of the letter referred to therein from Messrs. Little & Co., of Bombay.

You will see from these that Blundell Baker & Co. have been actively engaged in coming to a final settlement of this long standing affair, and matters are now working out slightly more favourably than I anticipated some months ago.

I will report to you from time to time when I have any news of interest.

Yours faithfully,

Trade Commissioner for
Mysore in London.

Copy of letter from Blundell, Baker & Co., dated the 7th May, 1931, to Trade Commissioner for Mysore in London.

K.B. Mavlankar decd.

In continuance of our last report to you on the above matter, dated the 11th March, 1931, we beg to report further as follows:-

1. Proceedings against Bobin and Giannetto. The costs against Bobin have been taxed and amount to just under £200. and we are endeavouring to recover this.

2. Creditors Administration Action. Outstanding assets

(a) 492 Merton Road. This has been sold to Mrs. Mavlankar for £1200. and the proceeds lodged in Court.

(b) Indian Gymkhana Club Debt, £450. has been received on account of this and handed over to the Receiver. The balance of £250. is to be paid before the 30th June.

(c) Outstanding assets in this country. There appears to be no outstanding assets in this country which have not been got in except for a small debt of £4.11.5d. which we are endeavouring to recover. There are small stocks belonging to the Estate in various parts of the world which the Receiver is endeavouring to liquidate.

3. Assets in India. The enclosed copy letter, dated 17th April 1931, received a few days back from Messrs. Little & Co. of Bombay will show you the position in regard to this. The one tangible asset in India is the Policy in the Oriental Government Assurance Co. Mrs. Mavlankar's Solicitor informed us some month or two ago that the original policy had been sent out by Mrs. Mavlankar to Mr. Kelkar. You will see from Messrs. Little & Co's. letter that Mr. Kelkar now states that the original Policy was not sent out to him by Mrs. Mavlankar and we are enquiring through Mrs. Mavlankar's Solicitor into the matter. Without the Policy it may be difficult to recover the Policy monies. The debt due from Mr.Khari

is mentioned in Messrs. Little & Co's letter and you will see what they say about it.

4. Generally. So far as this side is concerned the Administration of Mr. Mavlankar's Estate is practically completed, but until the Indian assets are administered we cannot go forward with the Master's certificate finding what the Deceased's estate was at the date of death and how it has been realised and ascertaining the Creditors, and until this Certificate has been obtained the Administration action cannot go on. There is something under £5000. in Court to the credit of the action and certain sums still in the Receiver's hands.

Copy of letter from Messrs. Little & Co., Bombay, dated the 17th April, 1931, to Blundell Baker & Co.

Re Estate of K.B.Mavlankar decd.

In continuation of our letter to you of the 10th inst., we have now heard from Rao Bahadur N.K. Kelkar informing us that he has returned all the papers relating to this estate in his possession to Mrs. Mavlankar in England. He further informed us that no original Policy was received by him from the lady. We shall, therefore, be obliged if you will enquire with Mrs. Mavlankar and send us the Policy as soon as possible.

Mr. Kelkar has so far not given us any information as to the assets of the deceased in India and we have requested him to do so as soon as possible.

As regards the debt due from Mr. Khare, we have received this gentleman's address and we will write to him on the subject. One Mr. Gharpure, B.A. LL.B., a pleader of this City, who was kind enough to give us the address of Mr. Khare, informed us that the brother of the deceased, who is also living here, might be able to give us some useful information as to the assets of the deceased and accordingly we are writing to the deceased'd brother.

We are informed by the Oriental Government Security Life Assurance Co. Ltd. that a sum of Rs.2,919/- is due to the deceased under the Policy and we will include this amount in the Schedule of Assets to be annexed to the Petition for Letters of Administration for the purpose of Probate Duty.

We shall report to you the progress of this matter in due course.